

## Message Text

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61

ACTION DLOS-06

INFO OCT-01 IO-13 ISO-00 ACDA-07 AGR-05 AID-05 CEA-01

CEQ-01 CG-00 CIAE-00 CIEP-01 COME-00 DODE-00 DOTE-00

EB-07 EPA-01 ERDA-05 FMC-01 TRSE-00 H-02 INR-07

INT-05 JUSE-00 L-03 NSAE-00 NSC-05 NSF-01 OES-06

OMB-01 PA-01 PM-04 PRS-01 SP-02 SS-15 USIA-06 SAL-01

FEA-01 AF-08 ARA-06 EA-07 EUR-12 NEA-10 /158 W

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P 312130Z AUG 76

FM USMISSION USUN NY

TO SECSTATE WASHDC PRIORITY 8935

C O N F I D E N T I A L USUN 3513

FROM: LOS DEL

E.O. 11652: GDS

TAGS: PLOS

SUBJECT: LOS: INFORMAL PLENARY ON DISPUTE SETTLEMENT AUGUST 30.

1. INFORMAL PLENARY AUGUST 30 COMPLETED DISCUSSION OF ANNEX 1A (CONCILIATION) WITH STATEMENTS FROM A NUMBER OF SPEAKERS. VARIOUS DRAFTING AMENDMENTS WERE PROPOSED. YUGOSLAVIA, USSR, FRANCE AND BAHRAIN OBJECTED TO THE USE OF THE UN SECRETARY-GENERAL (ARTICLE 3, SUBPARA. 4). ECUADOR SUPPORTED AN ACTIVE ROLE FOR THE SECRETARY-GENERAL IN CONCILIATION PROCEEDINGS. A BATTLE ABOUT THE PROVISIONAL MEASURES COVERED UNDER ART. 12, PARAGRAPH 2, OF THE MAIN TEXT IN IV WAS RENEWED AND OPPONENTS AGAIN EXPRESSED A RELUCTANCE TO HAVE PROVISIONS WHICH WOULD PERMIT PROVISIONAL MEASURES TO BE ORDERED BY A TRIBUNAL DURING CONCILIATION PROCEEDINGS. ON THE OTHER HAND, ART. 5 OF ANNEX 1A, WHICH IS A Milder VERSION OF PROVISIONAL MEASURES, SEEMED TO BE GENERALLY ACCEPTABLE.

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THE FOLLOWING WERE SEVERAL OTHER TRENDS EXPRESSED IN

THE MEETINGS TODAY. SEVEN DELEGATIONS SUPPORTED THE FRENCH  
VIEW THAT THE PROCEDURES IN ANNEX 1A SHOULD BE A "MODEL"  
BUT NOT COMPULSORY. LIBERIA, BAHRAIN AND OTHERS EMPHASIZED  
THAT THE PARTIES TO A DISPUTE SHOULD BE FREE TO CHOOSE  
THE CONCILIATION PROCEDURES WHICH THEY DESIRE.

2. PERU SUGGESTED THAT ART. 3 OF ANNEX 1A SUBPARAGRAPH  
4, RELATING TO APPOINTMENTS IN CASE OF DISAGREEMENT  
BETWEEN PARTIES BE DELETED.  
SCRANTON

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** LAW OF THE SEA, DISPUTE SETTLEMENT, NEGOTIATIONS, COMMITTEE MEETINGS  
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**Copy:** SINGLE  
**Draft Date:** 31 AUG 1976  
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**Disposition Approved on Date:**  
**Disposition Authority:** GolinoFR  
**Disposition Case Number:** n/a  
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**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
**Disposition History:** n/a  
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**Disposition Remarks:**  
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